

## ARGUMENTS AND REMARKS

Claims 1-38 are pending in this application.


Claims 1-38 stand rejected under the judicially-created doctrine of "obviousness-type" double patenting over Claims 1-8 of U.S. Patent No. 5,823,873, either alone or in view of Crouch.

Submitted with this response is a Terminal Disclaimer for the purpose of obviating the rejection of the claims under the judicially-created doctrine of "obviousness-type" double patenting. Applicant submits that the Terminal Disclaimer makes the rejection based on "obviousness-type" double patenting moot.

Applicant submits that all of the claims in this application are allowable over the prior art of record from the first Office Action. Applicant requests that the Examiner withdraw his rejections of Claims 1-38 under the judicially-created doctrine of "obviousness-type" double patenting in light of the Terminal Disclaimer that has been filed.

If the Examiner has any further questions regarding this application, the Examiner is requested to call undersigned counsel.

Respectfully submitted,

  
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